**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH**
**AT HYDERABAD**

## HON'BLE Mr. JUSTICE R. SUBHASH REDDY

**Writ Petition No.3220 of 2006**

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**Dated: April 4, 2006**

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**Between:**

R.R. Christian School of Nursing,

28-1060, Saibaba Nagar, Nandyal,

Kurnool District, rep. by its Secretary

BMVS Rama Raju.

… Petitioner

And

The Chairman,

High Power Committee,

O/o. the Director of Medical Education,

Government of Andhra Pradesh,

Sultan Bazar, Hyderabad.

… Respondent

**Order:**

This Writ Petition has been filed seeking Mandamus to declare the action of the respondent in not conducting inspection pursuant to the application of the petitioner for increase in the intake capacity from 45 to 60 seats in the petitioner college of nursing.

2. The Petitioner is a School of Nursing being run at Nandyal, Kurnool District and is represented by its Secretary. It is the case of the petitioner that it has got the entire infrastructure to accommodate 60 students and accordingly it is said to have made a representation dated 19-09-2005 to the respondent, the Chairman, High Power Committee, requesting him to enhance the intake capacity of students from 45 to 60, by paying requisite inspection charges. It is stated that the Chairman has issued proceedings Rc.No.Spl/HPC/2005/10-2 dated October, 2005 directing the Member Convener, District Level Team, Kurnool to inspect the petitioner school and submit a report. It is the grievance of the petitioner that so far no inspection has been made. Hence, the present writ petition has been filed alleging inaction on the part of the respondent.

3. On the last occasion, learned Government Pleader was directed to verify as to the steps taken pursuant to the aforesaid proceedings of the Chairman, High Power Committee. On instructions, today, the learned Government Pleader submits that the District Level Team has not yet inspected the petitioner-school and no report as such has been submitted.

4. Even though the respondent-Chairman has passed order in October, 2005, directing the District Level Committee to inspect the petitioner-school, there is no reason for the abnormal delay in considering the representation of the petitioner requesting for inspecting its school so as to increase the intake capacity of students.

5. As much as ultimately, decision has to be taken basing on the report to be submitted by the inspection team with regard to the requisite infrastructure to

consider the request of the petitioner for increase in the intake capacity of the students, I dispose of the Writ Petition directing the respondent to take steps for completing the inspection of the petitioner-school and necessary formalities pursuant to the representation made by the petitioner, within four (4) weeks from today. Thereafter, necessary final orders shall be passed by the competent authority on the representation of the petitioner dated
19-09-2005, within eight (8) weeks from today. It is made clear that the representation submitted by the petitioner shall be considered on its own merits having regard to the infrastructure facilities available in the petitioner-college to increase the intake capacity of the students. The order to be passed on the petitioner's representation shall be communicated to it immediately after it is passed.

6. The Writ Petition is disposed of with the above directions. No order as to costs.

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**JUSTICE R. SUBHASH REDDY.**

April 4, 2006

**N.B. Furnish copy in three days**

**B/o**

**MRR**